Was the Action of the Late Ex-Senator Barnum by Which

THE ENSIGN MANUFACTURING CO

Of Huntington, was Bound to Pay Roy. alties for the Manufacture of Car Wheels An Interesting Sait in the United States Court Here-Distinguished Legal Tolom in Arrayed on Both Sides, and a Bitter Fight is Progressing.

The case of the Barnum-Richardson Company, of Connecticut, vs. the En Huntington, which is also a Connecti-cut corporation, is attracting a great deal of interest, particularly on accoun of the distinguished legal talent that is arrayed on either side. For the Barnum-Richardson Company the attor-neys are General Alfred Caldwell, Mr. A. J. Clarke, and Mr. A. D. Kenyon, the latter of New York, For the Ensign people the counsel is made up of Hon. Henry C. Simms and Mr. Frank B Enslow, of Huntington; Mr. Henry M. Russell, of Wheeling, and Mr. R. E.

Enslow, of Huntington; Mr. Henry M. Russell, of Wheeling, and Mr. R. E. McMaster, of New York.

In the statement of the case of the Ensign company, it has been shown that the agreement that was entered toto in 1881 between the Earnum-Richardson Company, and the Ensign Car Manufacturing Company, by which the latter was to make use of the patent of the former in the mainfacture of car wheels, was made by the management at the direction of ex-United States Senator W. H. Barnum, of Connecticut, Mr. Barnum was the practical entire owner of the Barnum-Richardson company and its patents, and was also the president of the Ensign company. Without consultation with the board of directors of the latter, he directed that an agreement with the Barnum-Richardson company be made by which it was to pay a royalty of ten cents on each car wheel manufactured. This royalty was paid until Mr. Barnum's death in 1889, when the board of directors of the Ensign declined to make further payments and disarowed the contract of agreement that had been made. Since 1881 about 500,000 car wheels have been manufactured, and an official of the company says that the Barnum-Richardson patent did not figure in more than two hundred of these wheels.

A great deal of time was consumed yesterday morning and afternoon in the discussion of legal points. When could adjourned at 5 oclock, President F. E. Chanda, of the Ensign Company, a New York man, was on the stand. He had been there over an hour, but had not testified further than to give his same and occupation. This shows how

had been there over an hour, but I not testified further than to give name and occupation. This shows h bitterly the case is being contested.

LOCAL BREVITIES.

Satiers of Minor Moment in and About the City. Grand Opera House to-night-"The

The new skelp mill of the Riverside fren and steel works is nearing comple-tion, pearly all the exterior fron work being finished.

The Virginia Stars, a vaudeville com-pany, composed of local colored talent, will give an entertainment at the Bridgeport Opera House, Saturday

night.

Last night's arrests included: William Dollan, drunk, by Officer Walker: William Davis, for interfering with Dollan's arrest, was run in' by the same officer, and Dick Blum, drunk, and Daniel O'Harlin, drunk, were arrested by O'ficer Zimmerman.

ABOUT PEOPLE

Strangers in the City and Wheeling Folks
Abroad.

S. A. Smith and wife, of Shirley, are registered at the Stamm. P. A. Shanor is a Sistersville citizen putting up at the Windsor.

Addison Thompson, of Moundsville, ras at the McLure yesterday.

H. B. Luntz, of New Cumberland, as among last night's arrivals at the felure.

John A. Peyton is a Charleston busi-tess man who registered at the Windson

Miss Belle Spencer and Miss Maggle Sellers, of Middlebourne, are guests of the Howell.

Mrs. William L. Hearne and so Julian G., registered at the New Yo Herald bureau in Paris on Tuesday

Mr. H. C. Harvey, a prominent whole-sale grocer, of Huntington, and Mr. J. L. Hawkins, a wholesale hardware merchant, of the same city, are guesta at the Windsor.

at the Windsor.

Mrs. Shaughnessy, of Grafton, R. H.
Colton, of Wellsburg, W. B. Newlon, of
Weston, and T. G. Farnsworth, of Buckhannen, were West Virginlans at the

B. F. Blacksere and A. J. Morris, two prominent cattle buyers of Manning-ton, who have been up in New York state on business, stopped at the Howell last night while en route home.

Silas C.Stathers, who has been the assisant in the office of City Engineer White, has gone to Morgantown. He will take a post graduate course in civil engineering at the West Virginia Univresity, of which he is a graduate.

vresity, of which he is a graduate.

Colonel D. W. Emmons, of Huntington, a member of the board of directors of the Ensign Car Manufacturing Company, is here in attendance at United States court. Colonel Emmons is one of the pioneer citizens of the Second City, having for a quarter of a century been the resident manager of the Central Land Company, which owned the Isnd on which the millionaire, C. P. Huntington, is the president.

Mr. W. H. Hunter, of Steubenville.

Mr. W. H. Hunter, of Steubenville, editor of the Gazette of that city, was in Wheeling last night and called at the Intelligencer office. He left at midnight for Columbus, where he will attack in Wheeling last night and called at the Intelligencer office. He left at midnight for Columbus, where he will attend a meeting of the Ohio Dally Newspaper Association. This association is now preparing to establish a co-operative plant at Columbus which will furnish a telegraphic plate news service to the country daily papers of Ohio. The representative of the association now in New York wired Mr. Hunter that he had effected an arrangement for a telegraphic news service. This was taken to mean that there has been a modest reorganization of the late lamented United Press.

Connett Committees.

council committees on petition, monstrances and water works ar-to meet this evening at 7:30 o'clock and remonstrances and water works are called to meet this evening at 7:50 o'clock and the committee on claims is called for to-morrow evening at the same hour.

Real King Coming.

BANGKOK, April 7.—The king of Siam has started on his visit to Europe and the United States.

TWO years ago R. J. Warren, a drugget at Pleasant Brook, N. Y., bought a small supply of Chamberlain's Cough Remedy, He sums up the result as follows: "At that time the goods were unknown in this section; to-day Chamberlain's Cough Remedy is a household word." It is the same in hundreds of communities. Wherever the good qualities of Chamberlain's Cough Remedy become known the people will have nothing else. For sale by druggists.

OPENING of fine patterns April 13, 1145

IF you are interested in bleycles don't miss the Y. M. C. A. Cycle Show to-night. Admission, 15c. Pretitest dis-play of bleycles ever made in Wheeling.

HYDROPHOBIA RELIEF.

Athert Speidel Has Jrrived at New York, and the Treatment Begun-No More Contributions Yesterday.

The Hydrophobia Relief Fund F. Behrens' Company V. Va. Circle No. 251, Protected Home Circle. Phio Valley Trades and Labor Assembly aron Bloch, New York..... amuel & Bloch..... outs Whit.

Ralph Kline. Mrs. Morris Horkhelmer. Gash John B. Garden, treasurer "The Deestrick Rule unde Deestrick bushes under the Deestrick Pressurer "The Deestrick Pressurer The Deestrick Pressurer The Deestrick Pressurer Church O. W.O. Hardman Middlebourne, Woman's Musical Club, concert Gash Reymann Brewing Company.
Wheeling Builders' Exchange. Total

City Editor, The Intelligencer, Wheeling, W. Va.

DEAR SIR:—We beg to inform you that Mr. Albert Speidel, of your citis sent to New York by the Intelligencer, applied this morning to the Pasteur Institute, and was immediately admitted to treatment. We will do our best in behalf of your patient, Yours very truly,

NEW YORK PASTEUR INSTITUTE. Per F. T. Labadie, Physician in Charge. No additional subscriptions to the Intelligencer's hydrophobia relief fund were received yesterday, but it is hoped this lull does not mean that the subscriptions have stopped permanently. After the committee in charge of the concert of Tuesday night has reported, there will yet remain the necessity of additional funds and it is through the personal contributions shat this money must come. Persons desiring to contribute should call up the Intelligencer counting rooms—telephone \$22.

A ROBBER ARRESTED.

Dave O'Neill who Got Away with \$210 in Martin's Ferry Vesterday, Arrested this Moraling by Officer Gardine'. Yesterday afternoon the Wheeling police were netified by the Martin's

police were notified by the Martin's Ferry authorities of a robbery that had occurred there a short time before. Dave, alias "Faity" O'Neill, had entered the house of Jess Bonar, on Locust street, and got away with a trunk said to have contained \$210 in money. O'Neill took the trunk up the hillside back of Martin's Ferry, and took the money, leaving the trunk behind. He was supposed to have come to Wheeling. Only three of the Wheeling police knew O'Neill, but the others were given a description of the man, and all kept a bright watch for the robber. About 1:30 o'clock this morning, Officer Gardner saw a man in the upper Market square who answered the description. He was arrested and taken to police headquarters and turned out to be the man wanted. He was found. He was told he was wanted by a relative in Martin's Ferry on another and trivial offense, and consented to return without the formality of requisition papers. The Martin's Ferry officers were then sent for and were expected at 3 o'clock. Ferry authorities of a robbery that had

MUST SHOW UP.

Railroads Notified by Inter-State Com-merce Commission to Forward Their Grain Contracts.

WASHINGTON, April 7.-The interstate commerce commission has notified most of the roads making up the joint

most of the roads making up the joint traffic association to forward to the commission by next Saturday full information about grain shipments and contracts and agreements in force between 'April 1, 1896, and March 1, 1897. These roads have all been complained of as discriminating in rates for grain and grain products from Chicago and othe Illinois points to the Atlantic scaports at various primes between January 1 and March 15 iast. The action has created considerable spitalion among railroad efficials and is expected to reveal which roads have been cutting rates.

The notice calls for verified copies of all contracts or agreements at any time in force between the first mentioned dates relating to the shipments, transportation, transfer in transit, switching or transferring loaded cars from one line to mother, loading or unloading, storing or warehousing of grain products and the passing of grain through elevators and of all contracts relating thereto, or leases of storehouses or elevators situated upon premises owned or controlled by the roads which have been since April 1, 1896, used or now used by others than those roads for storing or elevating grain. A showing in detail of the terms and conditions of contracts, agreements or understandings not reduced into writing

used or now used by others than these roads for storing or elevating grain. A showing in detail of the terms and conditions of contracts, agreements or understandings not reduced into writing are also called for.

The roads thus called upon to answer charges are: Baitimore & Ohio, Pennsylvania, Chesapoake & Ohio, the Chicago & Western Indiana, Chicago & Erie, Erie, Michigan Central, Luke Shore & Michigan Southern, New York Central, Pittsburgh, Fort Wayne & Chicago, Pittsburgh, Fort Wayne & Chicago, Pittsburgh, Fort Wayne & Chicago, Pittsburgh, Cincinnati, Chicago & St. Louis, Cleveland, Chicago, Cincinnati & St. Louis, Cleveland, Chicago, Cincinnati & St. Louis, Louisville, New Albany & Chicago, Louisville & Nashville, Cincinnati, Hamilton & Dayion, Chicago & Northern Pacific, Chicago Central, Pittsburgh & Western, The Baitimore & Ohio & Chicago, the Baitimore & Ohio & Chicago, Cincinnati, Portsmouth & Virginia, Norfolk & Western, Indiana, Illinois & Iowa, Ashland Coal & Iron and Railway Co., Chicago, Hammond & Western, Chicago, Chicago, Hammond & Western, Chicago, Chicago, Morthern Indiana Railroad Co., Chicago, Lake Shore & Eastern, Indiana, Northern New York, Chicago & Et. Louis, Wabash, West Shore and the Lehigh Valley.

GUTHRIE GOES REPUBLICAN.

Test to be Made of the Educational Qualification for Voting.

KANSAS CITY, Mo., April 7.-A spe-

cial to the Star from Guthrie, O. T., says: The entire Republican ticket in Guthrle was elected by good majorities

Guinrie was elected by good majorities. The validity of the new election law, making education the test of suffrage, was made the subject of legal proceedings during the day. Thomas Scott, an ex-slave, unable to read, demanded that the board arrange his ticket. The board refused and Attorney Samuel Overstreet publiched United States Judge Dale for a writ of mandatuus to compel the board to make out Scott's ticket. The potition alleges that the election law was in contravention of the organic law, which says there shall be no abridgement of the right of franchise because of race, color or previous condition of servitude was responsible for his ignorance. Judge Dale denied the writ. The case will be heard before the supreme court later.



WHEELING MEN

Opened Up What May be One of the Greatest Oil Fields

DEVELOPED IN WEST VIRGINIA.

The Elk Fork District, in Tyler County, which is the Center of Attraction in the Southwest-The Venue Oil Company's Strike Has Added to the Excitement. Twenty Rigs are Now Building, and More are Projected for this Spring.

The recent opening up of the new of field in the Elk Fork district of Tyler county, has revived interest in that section, and with the opening up of spring there will be a large amount of work started, not only in the developed parts of West Virginia territory, but a great deal of wild-catting will be done For a long time after the strike made at Benwood last winter, interest lagged, but that has changed now. about the time the Benwood field was opened up last winter, a small company of Wheeling people who had a lease in the back part of Tyler, near Conoway, got together and decided to drill a well on their holdings. It was a forlorn hope, as the territory was far

Conoway, got together and decided to drill a well on their holdings. It was a forforn hope, as the territory was far from anything that had ever been tested, but it was on what was supposed to be the direct anti-clinal from the deep sand territory in Wetzel county, and also in a direct line from the pools recently opened up on Indian creek.

With the Sprague Oil Company as the combination was named, it was a case of get a good well the first time or throw up the lease. In due time the well was drilled in and at first it looked very much as though the Sprague Oil Company was out of existence. It showed up an immense gasser and flowed a huge volume of salt water. Someone finally told them that their well was acting similarly to those first drilled in the old Sistersville field and that perhaps if it was put to pumping, it would amount to something later.

The well was put to pumping and it finally developed into a good producer. The same company's No. 2, on the Mayfield farm, was treated in the same manuer and it too, is a good well. This was the opening of what is now called the Elk Fork oil field. Since the Mayfield wells were drilled in a company known as the Hayseed Oil and Gas Company, drilled in a well on the Lyman Wood farm and has a producer that is making twenty barrels an hour. It is estimated on reliable authority that at the present time there are twenty rigs up and wells drilling to this section of the county. Quite a number of the wells are nearing the sand now and in the next week there will be some of the Elk Fork field assured. The excitement has been increased by the great strike made Tuesday by the Venus Oil Company, whose No. I on the Church lot, is now producing between thirty and fity barrels an hour.

It is the consensus of opinion among the oil men that one of the largest pools ever known in this section will be opened up. The bad condition of the roads is holding back developments at present, but as soon as the weather opens up there will be an immense amount of work started in all parts

cost just \$5 a joint to send the stuff out. It took five days for the teams to make the trip.

One of the fields in this state that is looking very good is Hebron. This field is located in Tyler and Pleasants counties, and is about twenty miles southeast of Sistersville. There have been quite a number of fine wells drilled in there, lately, and the work of development is going along steadily.

The old market is a serious hindrance to development at a present for the reason that as it is fluctuating up and down a few cents, and while a man might start a well when the market was at a dollar, oil might only be worth seventy-five cents when the well was completed.

One of the oil fields that is coming to the front again is Benwood. While it is a fact that a dry and barren streak was found which threatened to kill that territory, some good wells have since been drilled in and the indications now are that the territory will be extended a considerable distance in all directions.

AMUSEMENTS.

"Wang." with Al, Hart in the leading role, comes to the Opera House next Saturday matine and night. "Wang" has probably had the greatest popular success of any modern comic opera. The opera has for the past four seasons been opera has for the past four seasons been one of the greatest money makers that ever delighted a lucky manager. This fact has this season made it possible for an unprecedented amount of money to be lavished to be lavished upon its scenery and costumes, which aid in depicting life in Siam under the regency appointed during the minority of the present king of that country. The company consists of fifty people and carries its own orchestra. It also carries every foot of the gorgeous scenery needed for the projuction, the cost of this scenery being in the neighborhood of \$5,000. "Wang" is now on its final tour.

"The Dazzler."

Everybody who enjoys clever comedi-dians, pretty girls, bright wits, good Guerybody who enjoys dever comedians, pretty girls, bright wits, good singers, and graceful dancers, should see Cosgrove and Grant's new comedians in their new version of the "Newest Dazxler," which will be at the Grand Opera House the last half of the week. The piece has been, not merely brightened up, but entirely re-written from start to finish, and is now a really clever comedy in itself, entirely aside from the usual interpolated work common to farce comedies. The story is breezy, moves along merrily, with lots of bright incidents and clever situations. The company is the best that has ever been seen in the piece, and includes Will West, Max Miller, Peter Griffin, James Cowper, Minnie Cline and a bunch of pretty girls in the model "Cooking school class." Jest, song and dance follow each other in rapid succession, and the captivating girls and clever comedians form a series of entertaining pictures for the eye and ear that are bewildering in their rapidity for two hours and a half.

"Alabausa."

"Alabama."

Clement Bainbridge will bring his famous company in "Alabama" to the Grand Opera House for three nights mouse company in "Anadama to the ex-slave, unable to read, demanded that the board arrange his ticket.

The board arrange his ticket.

The board affased and Attorney Samuel Oversirect petitioned United States Judge Dale for a writ of mandamus to compel the board to make out Scott's ficket. The petition alleges that the election law was in contravention of the organic law, which says there shall be no abridgement of the right of franchiae because of race, color or previous condition of servitude at was a responsible for his ignorance Judge Dale denied the writ. The case will be heard before the supreme court later.

THERE is no better proof of the excellence of Dr. Bull's Cough Syrup than that it is recommended by leading physicians.

The later of the right of the play is on an exalted plane, in keeping with its brilliant literary character. Every sentiment expressed in the play is on an exalted plane, in keeping with its brilliant literary character and the superior excellence of the simple of the simple expression of genuine actors. The Clement Bainbridge company, now in the fourth year of its successful career, is well known here, and includes Mr. Bainbridge himself, Fred Mower, Harry M. Allen, L. P. Hicks, W.

JOHN BECKER & CO.

ANNOUNCEMENT.

ANNOUNCEMENT.

ANNOUNCEMENT.

ANNOUNCEMENT.

ANNOUNCEMENT.

The surroundings of "Alabama" are all of delicate in the enderness. There are no blood and thunder parts, but the story told is interesting. Mr. Thomas is the first dramatic author to catch the dreamy fancy of the south, without doing violence to the natural sentiment and humanity of the region. "Alabama" has, it is said all the quaint delicacy of a pastoral, yet deals fairfully with fact, its poetry because the simple expression of genuine to the light opinion. Alabama and the superior excellence of the second parts of the surroundings of "Alabama" as, it is said all the quaint delicacy of a pastoral, yet deals fairfully with fact, its poetry because of the region. "Alabama" has, it is said all the quaint del

M. Wadsworth, Louis Shea, W. F. Mol-itor, Francis Nelson and the Misses Ethel Irving, Helen Weathersby, Etta. Alexander and Kate Dooling.

"The Old Homestend." Of "The Old Homestead," which is he attraction at the Opera House next uesday evening, the late Eugene Field

wrote:
Just as aiween the awk'ard lines a hand
we love has peimed
Appears a meanin' hid from other oyes;
Bo, in your simple, homespun art, old
honest Yankee friend,
A power o' tearful, sweet suggestion lies.
We see it all—the pictur' that you mem'ries
hold so dear—
The homestead in New England far
away;

And away:
And the vision is so nut'ral-like we almost seem to hear
The voices that were hushed but yesterday.

Ah! who'd ha' thought the music of that distant childhood time Would sleep through all the changeful bitter years To waken into melodies like Chris'mas bells a-chime An' to claim the ready tribute of our tears!

Why, when the robins in the maples an'
the blackbirds round the pond,
the robins are the locusts in the leaves,
The brock that chased the trout adown
the swallers in their nests beneath
the eaves—
They all come troopin' back with you,
dear Uncle Josh, to-day.
An'they seem to sing with all the joyous
zest

Of the days when we were Yankee boys an Yankee girla at play. With nary thought of "livin' way out west!"

God bless ye. Denman Thomps'n for the good y' do our hearts With this music an' these memories o' youth-God bless you for the faculty that tops all human arts, The good of Yankee faculty of Truth!

WESTERN SENATORS

Want Important Concessions in the Tar-11T B111.

WASHINGTON, D. C., April 7.-A washing to the control of the contro movement to make sure of securing certain concessions in the tariff bill, which they considered important to that section of the country. There have been several informal conferences recently, but up to date, no conclusions have been reached.

cently, but up to date, no conclusions have been reached.

The articles which the senators have especially in view are:
Wool, hides, coal, and lead ore. The tendency is to ask a change in the portion of the wool schedule which relates to third class wools. The probabilities are that there will be a demand for specific instead of ad valorem duties on wools of the third class, and one western senators said to-day that he would not be satisfied with less than six cents per pound on any wool. There is a determined mevement amorg these senators for a duty on hides. The finance committee did not at first manifest a disposition to grant this concession, but the western senators say they now find reason to feel encouraged by the out-look. They probably will ask that the duty be fixed at two cents per pound, but some of them appear willing to compromise at 1½ cents or even one cent.

There will be a determined effort to increase the rate on the lead contained in one from one cent per pound, as fixed by the Dingley bill as it passed the house, to 1½ cents, and to change the language of the provision. This would mean a return to the McKinley rate, but the language of the Wilson bill is considered preferable to either the McKinley or Dingley bill.

There will be an effort also to prevent any reduction of the house rates on coal and lumber. The Wyoming and Colorado senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Oreyon and Washington senators are especially interested in coal and the Porgon and Washington senators are e

ington senators are giving it their attention.

Senator Chandler to-day authorized the statement that the passage of the tariff bill might be endangered if the pressure for high duties continues.

"The Republicans have not a majority without assistance from other parties, and the danger is that there will be such a general revulsion of feeling as will cause the outsiders upon whom we are counting, not to cast their votes for the bill. They who are creating the pressure are those preparing to pull down upon their own heads the temple that shelters them."

Pensions to West Virginians.

Special Dispatch to the Intelligencer.

WASHINGTON, D. C., April 7.—Pensions to West Virginia applicants have been granted as follows:

Original—Special acts, Brown Free-man, Martinsburg; George W. Nichols, Fayette county. Renewal—Pinkney Eddy, Monongalia nty.

county.

Renewal and Increase—William F.

Metz, Petroleum.
Additional—George Blake, Berkeley
Springs.
Original as dependents—Christina
Miller. Goshen Bridge; Mary Stevens,
Martinsburg; Elizabeth A. Hosack,
Wheeling.

Wheeling.

Echo of the Cieveland Policy. AUSTIN, Texas, April 7.—This after-

noon the house of the Texas legisla-ture adopted a resolution, instructing ture adopted a resolution, instructing the Texas members in Congress to demand of the federal authorities an investigation of the case of Max Stuart, a Texan, and a confederate veteran, who has been in jail in Mexico for two fears, and who, it is claimed, is being denied a fair trial and has been sentenced unjustly to be hanged. The friends of Stuart some time ago petitioned President Cleveland to intercede in his behalf, but wothing was done and the legislature to-day memorialized the Texas members in Congress and urged them to demand an immediate investigation looking to Stuart's release. He was arrested for shooting a Mexican policeman.

Ohio Prohibition Ticket.

COLUMBUS, O., April 7.—The State Prohibition convention to-day nominated J. C. Holliday, of Muskingum, for gov-J. C. Holliday, of Muskingum, for governor; John C. Danner, of Stark, lieuterant governor; O. J. Rossa, Highland, attorney general; Mahlon Rouch, auditor; Samuel Wells, Hamilton, treasurer E. J. Pinney, Cuyahoga, judge of supreme court H. F. Luiz, of Stark, clerk of supreme court; Madison L. Christian, of Butler, board of public works; F. H. Paden, of Muskingum, school commissioner, Economic questions were not mentioned in the platform.

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PRICES ARE ADVANCING

A large part of the entire first edition which the Tribune secured has been subscribed for, but all who join a Tribune Club now (no club fee) can have the set delivered for \$2.90 down and \$2.90 a month for ning can have the set delivered for \$2.90 down and \$2.90 a month for high insular allows a month for ning usually. It costs \$1.00 a month more, but it will last a lifetime in susually. It costs \$1.00 a month more, but it will last a lifetime No Risk.—It is impossible to describe this book in a limited space. We are so confident of its value we offer to send it upon approval. Return the books if not satisfactory. Fill out the following blank and mall AT ONCE.

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failed for \$1.00;6 hoxes \$5.0

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